

FRANCHISE TAX BOARD
MAIL STOP J-40
PO BOX 942840
SACRAMENTO CA 94240-0040
PHONE: (866) 204-7902
FAX: (916) 855-5646

DEMAND FOR TAX RETURN

CODE NUMBER: 21



Notice Number: [REDACTED]

[REDACTED]
[REDACTED]
SAN PEDRO CA [REDACTED]

MAY 2004						
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2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29

Your reply is due:
Wednesday,
May 26, 2004

**You must respond
by 05/26/2004**

Why do we believe you need to file a 2001 California income tax return?

We have no record of your:
2001 California personal
income tax return

under the following social
security number:
012-14-4516

Our records show that you earned income, reported on federal form 1099, from
LA CITY EMPLOYEES RETIREMENT SYSTEM

We checked our records, but we could not locate a 2001 California personal income tax return for you.

We understand that you may have already filed your return, that you may not have had a chance to file for 2001 yet, or that you may not have a filing requirement. We would like to work with you to resolve this matter as soon as possible.

Refer to the Filing Requirement Guidelines on Page 2 of this notice for 2001 income and filing requirements. You must file even if you believe you are due a refund.

**This notice is a
demand for your
2001 tax return.**

What should you do to respond to this notice?

Filed Already?

The quickest way to resolve this matter is to visit our Website at www.ftb.ca.gov/inc. You can also call our automated phone service at (866) 204-7902. You will be prompted to enter the social security number under which you filed your tax return, so please have a copy of your return ready. Or, **complete Section A** of the "Reply to FTB" (enclosed) and send it in with a copy of your return.

**No filing
Requirement?**

If you believe you do not have a requirement to file, or are unsure if you have a requirement to file, quick resolution is available through our Website at www.ftb.ca.gov/inc. You may also call our automated phone service at (866) 204-7902 (available 24 hours a day), or **complete Section B** of the "Reply to FTB" (enclosed) and return it to us by **May 26, 2004**.

Haven't Filed Yet?

If you have a requirement to file but have not filed yet, please **complete your 2001 personal income tax return** and send it to us. Since you did not file your return on time, we will assess a late filing penalty and applicable interest if your return shows a balance due. In addition, if you do not file by **May 26, 2004** we will assess tax, interest and a Demand Penalty of \$1046.00
Cost recovery fee of \$108.00

Persons with hearing or speech impairments please call TTY/TDD (800) 822-6268.



Download forms from our Website at www.ftb.ca.gov.



Call us at (800) 338-0505 to have forms mailed to you.



To request forms in writing, write to:
Tax Forms Request Unit,
Franchise Tax Board,
PO Box 307, Sacramento CA
95741-0307.

2001 CALIFORNIA FILING REQUIREMENT GUIDELINES

Read down the first column to find your filing status at the end of 2001. Read across to find your age at the end of 2001, and number of dependents you are entitled to claim for 2001. You must file a return if **either** your California gross income or your California adjusted gross income was more than the amount shown for your filing status, age, and number of dependents.

Even if you do not have a filing requirement based on the chart below, you should file a return in order to get a refund if California state income tax was withheld from your pay, or if you made California estimated tax payments.

On 12/31/01, my filing status was:	and on 12/31/01, my age ⁴ was:	California Gross Income ¹			California Adjusted Gross Income ²		
		Dependents			Dependents		
		0	1	2 or more	0	1	2 or more
Single or Head of Household	Under 65 65 or older	11,901	20,134	26,309	9,521	17,754	23,929
		15,851	22,026	26,966	13,471	19,646	24,586
Married filing joint or Married filing separate ³	Under 65 (both spouses)	23,803	32,036	38,211	19,042	27,275	33,450
	65 or older (one spouse)	27,753	33,928	38,868	22,992	29,167	34,107
	65 or older (both spouses)	31,703	37,878	42,818	26,942	33,117	38,057
Qualifying widow(er)	Under 65 65 or older		20,134	26,309		17,754	23,929
			22,026	26,966		19,646	24,586
Dependent of another person - any filing status	Any age	More than your standard deduction					

¹ **California gross income** is all income you received in the form of money, goods, property, and services from all sources that are not exempt from tax. Gross income does not include any adjustments or deductions.

² **California adjusted gross income** is your federal adjusted gross income from all sources reduced or increased by all California income adjustments.

³ The income of both spouses must be combined, both spouses may be required to file a return even if only one spouse had income over the amounts listed.

⁴ If your 65th birthday is on January 1, 2002, you are considered to be age 65 on December 31, 2001.

ANSWERS TO FREQUENTLY ASKED QUESTIONS

Q: Where can I get the tax forms I need to file?

A: To order tax forms and publications call our toll-free number at (800) 338-0505. The quickest way to get prior and current year tax forms is to visit our website at www.ftb.ca.gov.

Q: What if I cannot pay the amount due on my return?

A: It is important that you file even if you cannot pay. We will work with you to set up a monthly installment agreement once you file your return. For more information, call (916) 845-4470. You can make credit card payments by calling (888) 2 PAY-TAX and entering code 1555.

Q: I am not a resident of California, why did I get this notice?

A: Even if you are not a resident of California, you must file a California tax return and pay tax on income derived from a California source. Examples of California source income include gain from the sale of property located in California, income from a partnership or S corporation doing business in California, wages earned while working in California, income from a California rental property, and payments received for services performed in California. You should file your return using our form 540NR. For additional information on nonresident or part-year resident filing requirements, please see California form FTB 1031 (or FTB form 1032 for military personnel).

Q: I cannot locate my W-2 form. What should I do?

A: If you cannot locate a copy of your W-2 form, contact your employer and ask for a copy to be sent to you. If you cannot obtain a copy, you may report your income on our Substitute for Form W-2 (form FTB 3525). You can get this form on our website, www.ftb.ca.gov, or by calling our toll-free number (800) 338-0505.

Q: What will happen if I do not respond to this notice?

A: If we send you a demand the law requires you to respond to the notice by: (1) filing your 2001 California personal income tax return, or (2) providing information that you do not have a requirement to file, or (3) showing that you have already filed your 2001 tax return.

If you do not file the required return, we will assess the following:

- ◆ Tax based upon information available to us.
- ◆ A late return penalty for not filing your return by the due date. The penalty is generally 25% of your unpaid tax. However, a minimum late filing penalty of \$100 or 100% of your tax due (whichever is less) is assessed. All returns filed late are subject to this penalty. (R&TC Section 19131)
- ◆ Interest on the assessed tax and penalties. (R&TC Section 19101 & 19106)
- ◆ A demand penalty for failure to file a return after receiving this notice. This penalty is 25% of your total tax BEFORE applying any timely payments or withholding credits. This means you could receive a penalty even if you had a refund due. (R&TC Section 19133).
- ◆ A cost recovery fee to cover the cost of taking action to enforce your filing requirement. (R&TC Section 19254)

THIS FORM AND/OR A TAX RETURN IS DUE TO FTB BY MAY 26, 2004

REPLY TO FTB

Franchise Tax Board
PO Box 942840, MS J-40
Sacramento, CA 94240-0040
Fax (916) 855-5646

From:

[REDACTED]
[REDACTED]
SAN PEDRO CA [REDACTED]
[REDACTED]

A **If you have already filed:**

Please check the appropriate box(es) for your situation.

The Social Security Number shown on this notice does not match the one on my tax return. The SSN on my tax return is: *

[][][][] - [][][][] - [][][][][][]

I filed my 2001 return with my spouse whose SSN is: *

[][][][] - [][][][] - [][][][][][]

My records indicate my return was mailed to you on: _____

Also, please send us:

- 1- A complete copy of your 2001 California income tax return with all wage statements (Form W2).
- 2- Proof of payment (such as a copy of the canceled check, cash receipt, canceled money order, etc.).
- 3- This completed Reply to FTB form.

B **If you do not have a requirement to file or are not sure whether you must file:**

Please complete the following statements:

- A. My filing status for 2001 was: Single or Head of Household Married filing joint or Married filing separate Qualifying widow(er)
- B. In 2001 the number of dependents I had was: 0 1 2 or more
- C. In 2001 my age was: Under 65 65 or older
- D. I supported myself in 2001 by: _____

E. I was a California resident for all of 2001. YES - complete questions 1-7 below. NO - go to question F.

- 1. Total amount of wages or tips you earned in 2001.....
- 2. Income earned (before expenses) for services you performed reported on federal form 1099
- 3. Realized gain from property sale.....
- 4. Total of all other income (including partnership income from a Schedule K-1, pension income and any other income not shown above) for 2001.....
- 5. Interest and dividend income.....
- 6. Total of lines 1 through 5.....

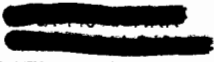
Please refer to the 2001 California Filing Requirement Guidelines on Page 2 of this notice.

7. Is the amount you entered on 6 less than the minimum income amounts for your filing status and number of dependents listed in the California Filing Requirement Guidelines on Page 2?

- YES - You do not have a California filing requirement. Please complete, sign and return this form so we can correct our records.
- NO - You do have a requirement to file a California return, please do so by 01 May 26, 2004

F. I was a part-year or nonresident of California in 2001. YES - complete questions 1-8 on the following page. NO - complete, sign and return this reply to us.

* For privacy information, please see the enclosed Franchise Tax Board Privacy Notice, form 1131.



B CONTINUED

Continued. If you were a part-year or nonresident of California in 2001, complete questions 1-8 below:

1. Number of months during 2001 that you were a California resident.....
2. Total amount of gross income you received from ALL sources.....
3. Total amount of income earned (before expenses) for services you performed in California, reported on federal form 1099.....
4. Realized gain from California property sale.....
5. Total wages earned while a California resident and wages earned in California while a nonresident.....
6. Income (before expenses) earned while a self-employed California resident or income earned in California while a nonresident (if not listed above).....
7. Income reported to you on Schedule K-1 from a partnership doing business in California or from a California S corporation.....
8. All other income from a California source (if not listed above).....
9. Total of lines 3 through 8.....

Please refer to the 2001 California Filing Requirement Guidelines on Page 2 of this notice.

If the total on line 2 above meets the minimum income amounts for your filing status and number of dependents and you have California income on line 9, you have a requirement to file a California income tax return. Or if your income from line 9 will result in \$1 or more of California tax, you are required to file a 2001 Form 540NR, California Nonresident Tax Return. Please do so by May 26, 2004

If your income is less than the minimum income amounts for your filing status and number of dependents you do not have a California filing requirement. Please complete, sign and return this form so we may correct our records.

Thank you for the information. Please sign and return this reply by **May 26, 2004**

If sections A or B do not reflect your situation, please use the space provided below for explanation:

C

declare under penalty of perjury that the above statements are true and correct to the best of my knowledge and belief. If you have moved, please provide your new address below.

Signed: _____
 Daytime Phone: _____
 Best time to Reach You: _____
 (Between 8am and 4pm Monday-Friday)
 New Address: _____

DOWNLOADED FROM:

***Sovereignty Education and Defense Ministry
(SEDM) Website***

<http://sedm.org>

